



ADVISORY BOARD MINUTES

PLANNING AND INSPECTIONS DEPARTMENT

Wednesday, December 7th, 2016, 3:00 P.M.
City 1 Building, 300 N. Campbell
1st Floor, Star Conference Room

Members Present: 7

Chairwoman Lois Balin; Vice-Chairman Dr. Richard Bonart, Charles Stapler, Don Baumgardt, Dr. Richard V. Teschner, Bob Geyer and Patricia E. White

Members Absent: 1

Ann Morgan Lilly

Vacancies: 1

District 5

Planning & Inspections Department – Planning

Alex Hoffman, Lead Planner; Kim Forsyth, Program Manager; Harrison Plourde, Senior Planner; Ryan Kirby, Planner

Other City Staff Present:

Karla Nieman, Assistant City Attorney; Rudy Valdez, Program Manager, Capitol Improvement Department (CID); Cynthia Osborn, Real Estate Counsel, El Paso Water; James Wolff, Planner, El Paso Water; Alan Shubert, Vice-President of Operations, El Paso Water; Gonzalo Cedillos, Stormwater Engineering, El Paso Water; Patricia Dalbin, Museums and Cultural Affairs Department, Public Art Manager

Members of the public:

Judy Ackerman, Franklin Mountains Wilderness Coalition; Marilyn Guida, Franklin Mountains Wilderness Coalition; David Chamberlain, Franklin Mountain Wilderness Coalition; John Walton, citizen, John Moses, citizen

1. Meeting Called to Order

Chairwoman Balin called the meeting to order at 3:04 p.m.

2. Call to the Public (items not listed on the agenda)

1. Marilyn Guida, Franklin Mountains Wilderness Coalition
2. John Walton, citizen

3. Discussion and Action:

- a. Changes to the Agenda.

None.

- b. Approval of Minutes: November 14th 2016

Chairwoman Balin asked if Board Members had any additions/changes/revisions.

There were no requests from Board Members.

Vice-Chairman Bonart noted staff left out [Judy Ackerman and Marilyn Guida comments](#) for Item 6. **Discussion and Action:** Review and approval by OSAB of the checklist of parameters and guidelines to determine which Public Service Board properties may be considered for funding with the 10% Storm Water funds reserved for Open Space purchase to submit to the Public Service Board.

MOTION:

Motion made by Dr. Teschner, seconded by Vice-Chairman Dr. Bonart AND UNANIMOUSLY CARRIED TO APPROVE THE NOVEMBER 14TH MINUTES.

- 4. **Information, Discussion; and Action:** Quarterly Update from the El Paso Water Utility (EPWU) for September to November 2016. Contact: James Wolff, jwolff@epwu.org

James Wolff, Planner, El Paso Water, gave a presentation regarding the quarterly update for September to November 2016 and responded to comments and questions from the Board.

Chairwoman Balin, Vice-Chairman Bonart and Board Member Dr. Teschner commented.

The following staff members commented:

1. Cynthia Osborn, Real Estate Counsel, El Paso Water
2. Alan Shubert, Vice-President of Operations, El Paso Water

The following members of the public commented:

1. Judy Ackerman, Franklin Mountains Wilderness Coalition
2. Marilyn Guida, Franklin Mountains Wilderness Coalition

NO ACTION WAS TAKEN.

5. **Information, Discussion, and Action:** Update on the Trail and Trailhead Plan to include the Mountain to River Trail. Contact: Rudy Valdez, valdezrx1@elpasotexas.gov

Chairwoman Balin noted Board Members have renamed the Mountain to River Trail to *Mountain to River to Valley Trail System*.

Rudy Valdez, Program Manager, Capital Improvement Department (CID), updated Board Members regarding the Trail and Trailhead Plan and responded to comments and questions from Board Members.

Chairwoman Balin, Vice-Chairman Bonart and Board Members Bob Geyer and Don Baumgardt commented.

Cynthia Osborn, Real Estate Counsel, El Paso Water, responded to comments and questions from the Board.

The following members of the public commented:

1. Judy Ackerman, Franklin Mountains Wilderness Coalition
2. John Moses, citizen

NO ACTION WAS TAKEN.

6. **Discussion and Action:** Approval of the checklist of parameters and guidelines to determine which Public Service Board (PSB) properties may be considered for funding with the 10% stormwater funds reserved for open space purchase.

Contact: Lois Balin, lois.balin@tpwd.texas.gov

Contact: Dr. Rick Bonart, rockbonart@earthlink.net

Chairwoman Balin spoke on the current OSAB guidelines for PSB 10% Storm Water Fee Purchases and her revised version of the same.

Chairwoman Balin, Vice-Chairman Bonart and Board Members Bob Geyer, Dr. Teschner, Patricia White, Charles Stapler and Don Baumgardt commented.

The following staff members commented:

1. Cynthia Osborn, Real Estate Counsel, El Paso Water
2. Karla Nieman, Assistant City Attorney

The following members of the public commented:

1. Marilyn Guida, Franklin Mountains Wilderness Coalition
2. John Moses, citizen

MOTION:

Motion made by Vice-Chairman Bonart to accept the changes ... (the Vice-Chairman was interrupted before he could finish his motion)

MOTION:

Motion made by Dr. Teschner, seconded by Ms. White AND UNANIMOUSLY CARRIED TO APPROVE THE GUIDELINES AS AMENDED.

Prior to retiring into Closed Session, Chairwoman Balin asked the members of the public to step outside while Board Members and staff discuss the OSAB Priority Property List status.

MOTION:

Motion made by Dr. Teschner, and seconded by Patricia White AND UNANIMOUSLY CARRIED TO MOVE INTO CLOSED SESSION.

CLOSED SESSION

FOR THE RECORD

Chairwoman Balin read following into the record:

*The Open Space Advisory Board of the City of El Paso may retire into **CLOSED SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the items on this agenda, consistent with the terms of the Open Meetings Act. The Open Space Advisory Board will return to open session to take any final action.*

SECTION 551.071 CONSULTATION WITH ATTORNEY
SECTION 551.072 DELIBERATION REGARDING REAL PROPERTY
SECTION 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
SECTION 551.074 PERSONNEL MATTERS
SECTION 551.076 DELIBERATION REGARDING SECURITY DEVICES
SECTION 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Ms. Osborn requested Board Members change the order of the agenda to discuss CS2. before CS1.

MOTION:

Motion made by Dr. Teschner, and seconded by Charles Stapler AND UNANIMOUSLY CARRIED TO CHANGE THE ORDER OF THE AGENDA.

CS1. Information, Discussion and Action: Discussion in regards to Open Space Advisory Board (OSAB) priority property #5 meeting requirements for purchase by the EPWU using the 10% stormwater / open space funding, to include the function of the dam on the property and the stormwater master plan for the area.

Discussion of this item will be closed to the public pursuant to the El Paso City Code, Section 2.22.050.(A)(5), and Texas Government Code Section 551.072 Deliberation Regarding Real Property. Contact: James Wolff, jwolff@epwu.org

CS2 Discussion and Action: Review and provide input on the El Paso Water Utilities-PSB list of properties for acquisition in the 2017-2018 Fiscal Year using stormwater funding.

Discussion of this item will be closed to the public pursuant to the El Paso City Code, Section 2.22.050.(A)(5), and Texas Government Code Section 551.072 Deliberation Regarding Real Property. Contact: James Wolff, jwolff@epwu.org

Following the Closed Session, Board Members reconvened the meeting.

MOTION:

Motion made by Vice-Chairman Bonart, and seconded by Dr. Teschner AND UNANIMOUSLY CARRIED TO ACCEPT THE PRELIMINARY PROPERTIES DISCUSSED UNDER CLOSED SESSION 2 AS PRESENTED BY THE PUBLIC SERVICE BOARD IN A PRELIMINARY FASHION.

NO ACTION WAS TAKEN FOR CS1.

- 7. Information, Discussion, and Action:** Status of the Hunt arroyo purchase, to include the boundaries of the proposed purchase and the proposed design for stormwater infrastructure expected to be constructed by the owner prior to purchase by the EPWU.

Contact: James Wolff, jwolff@epwu.org

Agenda item 7 was discussed in Closed Session. Chairwoman Balin requested the item be tabled to the next quarterly meeting.

The following staff members commented:

1. Cynthia Osborn, Real Estate Counsel, El Paso Water
2. Alan Shubert, Vice-President of Operations, El Paso Water

8. Discussion and Action: Status of the OSAB bylaws update.

Contact: Dr. Rick Bonart, rockbonart@earthlink.net

Chairwoman Balin, Vice-Chairman Bonart and Board Member Don Baumgardt commented.

Karla Nieman, Assistant City Attorney, responded to comments from Vice-Chairman Bonart.

NO ACTION WAS TAKEN.

9. Adjournment

MOTION:

***Motion made by Dr. Teschner, and seconded by Patricia White AND UNANIMOUSLY CARRIED TO
ADJOURN AT 4:45 P.M.***